

**DRUGS AND DEVICES ACTIONABLE BECAUSE OF FALSE AND
MISLEADING CLAIMS**

DRUGS FOR HUMAN USE*

6374. S.F. vitamin tablets with phenylpropanolamine, and appetite depressant tablets. (F.D.C. No. 44674. S. Nos. 18-815/6 R.)

QUANTITY: 50,900 *S.F. vitamin tablets with phenylpropanolamine* in bulk drums, and 7 60-tablet btl. of *appetite depressant tablets*, at El Paso, Tex., in possession of Okies Drug Co., Inc.

SHIPPED: 10-29-59, from Memphis, Tenn., by Morton Pharmaceuticals, Inc.

LABEL IN PART: (Drum) "54,000 Lot #1590301 S.F. Vitamin With Phenylpropanolamine Each Tablet Contains: Phenyl Propanolamine Hydrochloride 25 mg. Thiamine Mononitrate 5 mg. Riboflavin 2 mg. Niacinamide 3.4 mg. Ascorbic Acid 10 mg. Dextrose 2 gr. Sodium Caseinate 1 gr. * * * Prepared for Okies Drug Co., Inc., El Paso, Texas;" and (btl.) "Okies Appetite Depressant Tablets."

RESULTS OF INVESTIGATION: The 7 60-tablet bottles were repacked by the dealer from the stock in the bulk drums.

LIBELED: 6-22-60, W. Dist. Tex.

CHARGE: 502(a)—when shipped and while held for sale, the labels of the article contained false and misleading representations that it was effective for weight control and as an appetite depressant; that the article would cause the user to eat less, live longer, lose weight and feel better; and that the article was a new approach to reducing.

DISPOSITION: 8-17-60. Default—destruction.

6375. Vegetable juices. (F.D.C. No. 43599. S. Nos. 63-201/3 P, 80-098/9 P.)

QUANTITY: 100 24-can cases of labeled carrot juice and 24 24-can cases of unlabeled carrot juice; 42 24-can cases of labeled celery juice and 25 24-can cases of unlabeled celery juice; and 30 24-can cases of labeled beet juice, at Detroit, Mich., in possession of Health Champions, Inc.

SHIPPED: Between 4-8-58 and 8-1-59, from Eugene, Oreg.

LABEL IN PART: (Can) "Organi-Rich Natural Oregon Carrot Juice [or "Celery Juice" or "Beet Juice"] Contents: 1 Pt. 2 Fluid Ounces. [or "12 fl. oz."] Undiluted, no salt, no color, no preservative added. Packed for: Health Champions, Inc. Detroit 5, Mich."

ACCOMPANYING LABELING: Booklets entitled "Raw Vegetable Juices," "Nature's Way to Health," and loose labels for labeling containers of celery, beet, and carrot juices.

LIBELED: 10-19-59, E. Dist. Mich.

CHARGE: 502(a)—while held for sale, the accompanying labeling of the article contained false and misleading representations that the carrot juice was adequate and effective for the treatment or prevention of colitis, ulcers, lung hemorrhages, acne, anemia, rheumatic conditions, constipation, rickets, functional heart trouble, arthritis, boils and carbuncles, diabetes, cataracts, diphtheria, gonadal deficiency, Addison's disease, apoplexy, arteriosclerosis, cancers, and other diseases; that the celery juice was adequate and effective for the treatment or prevention of arthritis, rheumatism, gout, sciatica, neuralgia, neuritis, sore throat, chronic appendicitis, indigestion, hyper-acidity, cystitis, high blood pressure, dropsy, obesity, Addison's disease, anemia,

*See also Nos. 6364, 6368, 6370, 6372, 6373.

apoplexy, arteriosclerosis, measles, and other diseases, and was a good nerve tonic; and that the beet juice was adequate and effective for the treatment or prevention of varicose veins, arteriosclerosis, Addison's disease, low vitality, low blood pressure, suppressed menstruation, anemia, functional heart trouble, and other diseases, and that use of the article would regulate menstruation, dissolve calcium deposits, build blood, and act as a liver tonic.

The article was alleged also to be misbranded under the provisions of the law applicable to foods, as reported in notices of judgment on foods.

DISPOSITION: Health Champions, Inc., appeared as claimant and consented to the entry of a decree of condemnation and of permanent injunction. On 6-27-60, a decree was entered providing for the condemnation of the articles under seizure and the release under bond of the articles to be brought into compliance with the law. In addition, the decree permanently enjoined the claimant and its officers, agents, employees, representatives, and all other persons in active concert and participation with it from associating or causing to be associated with the above-described articles or any similar articles, while held for sale after shipment in interstate commerce, the booklets entitled "Raw Vegetable Juices" and "Natures Way to Health" or any written, printed, or graphic matter which represent and suggest that such articles are adequate and effective for the treatment or prevention of colitis, ulcers, lung hemorrhages, acne, anemia, rheumatic conditions, constipation, rickets, functional heart trouble, arthritis, boils and carbuncles, diabetes, cataracts, diphtheria, gonadal deficiency, Addison's disease, apoplexy, arteriosclerosis, measles, nerve disorders, varicose veins, low vitality, low blood pressure, suppressed menstruation, abnormal calcium deposits, and liver ailments.

6376. Electro-galvanic bracelets. (F.D.C. No. 44706. S. No. 36-202 P.)

QUANTITY: 60 devices at Lakewood, N.J.

SHIPPED: 10-1-58, from Trumbull, Conn., by Lev Sukacev.

LABEL IN PART: (Box) "Electro-Galvanic Bracelet New!"

ACCOMPANYING LABELING: Leaflet in box entitled "The Electro-Galvanic Bracelet."

RESULTS OF INVESTIGATION: Examination showed the article or device to be a white metal wrist bracelet. A clear plastic plate with imbedded loops of wire was attached under the "name plate," and a clear plastic piece was also attached under the "catch" links of the bracelet.

LIBELED: 7-11-60, Dist. N.J.

CHARGE: 502(a)—when shipped, the labeling of the device contained false and misleading representations that the article was an adequate and effective treatment for relieving body aches and pains, sciatica, arthritis, muscle inflammation, bursitis, neuritis, contusions, sprains, dislocations, and sinusitis; that the article might be contraindicated and should be used discriminately and with caution in such conditions as stomach ulcer, pulmonary tuberculosis, nerve injuries, malignancies, and in pregnancy, that the therapeutic value of the article had been established in experiments made by the Nanterre Hospital, France; and that the article was an "Electro Therapeutic Bracelet"; and 502(b)(1)—the label failed to bear the name and place of business of the manufacturer, packer, or distributor.

DISPOSITION: 10-9-60. Default—1½ bracelets, which was the total number seized under the libel, were destroyed.